

**ONTARIO LABOUR RELATIONS BOARD
INFORMATION BULLETIN NO. 30**

Agreements re Adjournments *Sine Die**

In a continuing effort to more effectively manage its processes, allocate its limited resources and bring closure to applications in a more expeditious manner, the Board is introducing new guidelines for adjournments *sine die*. Subject to the Board's power to adjourn its proceedings in accordance with Rule 38.3 of the Rules of Procedure, the Board will normally adopt the following timelines when parties agree to adjourn a proceeding *sine die*.

In **applications for certification and for declarations terminating bargaining rights**, the Board will grant an adjournment *sine die* for a three-month period. Further adjournments will only be granted in compelling circumstances.

In **other applications**, the Board will grant an adjournment *sine die* for a *nine-month* period. Further adjournments will only be granted in compelling circumstances.

Unless a party requests in writing that the Board proceed with the application within the time period specified in the adjournment decision, the Board will consider the application to have been abandoned by the applicant, without any further action by the Board or notice to the parties.

Where the parties make a request either that hearing dates be set or for a second adjournment, the Board will usually schedule a case management hearing where the Board will decide how the litigation of the matter will proceed, including directions relating to documents and pleadings, preliminary matters, etc., and the specific scheduling of dates to commence the hearing.

Parties can expect the case management hearing to be scheduled within fifteen (15) to forty-five (45) working days of the request to have the matter re-listed or for the second adjournment. The case management hearing will be scheduled on a peremptory basis and will not be adjourned on agreement of the parties. The Board will adjourn the case management hearing in extraordinary circumstances.

*Updated to include applications under the *Employment Standards Act, 2000*.

Effective date: February 23, 2015

IMPORTANT NOTE

IN ACCORDANCE WITH THE *ACCESSIBILITY FOR ONTARIANS WITH DISABILITIES ACT, 2005*, THE BOARD MAKES EVERY EFFORT TO ENSURE THAT ITS SERVICES ARE PROVIDED IN A MANNER THAT RESPECTS THE DIGNITY AND INDEPENDENCE OF PERSONS WITH DISABILITIES. PLEASE TELL THE BOARD IF YOU REQUIRE ANY ACCOMMODATION TO MEET YOUR INDIVIDUAL NEEDS.